

Approved: June 19, 2002

**CITY OF MORGAN HILL  
SPECIAL AND REGULAR CITY COUNCIL MEETING AND  
SPECIAL REDEVELOPMENT AGENCY MEETING  
MINUTES JUNE 5, 2002**

**CALL TO ORDER**

Mayor/Chairman Kennedy called the meeting to order at 6:01 p.m.

**ROLL CALL ATTENDANCE**

Present: Agency/Council Members Carr, Sellers, and Mayor/Chairman Kennedy  
Late: Council Member Tate (arrived at 6:03 p.m.); Council Member Chang (arrived at 6:04 p.m.)

**DECLARATION OF POSTING OF AGENDA**

Deputy City Clerk Malone certified that the meeting's agenda was duly noticed and posted in accordance with Government Code 54954.2

***City Council Action***

**WORKSHOP ON THE 2002-2003 WORK PLAN**

The City Council conducted a workshop on the 2002-03 Workplan. Assistant to the City Manager Dile presented the staff report.

Council reviewed and commented on the components of the workplan as follows:

**Business Assistance & Housing Services**

Morgan Hill House and Acton Museum: Council Member Sellers would like the City to negotiate with the Historical Society to take on a bigger portion of the cost for rehabilitation of the buildings.

Council Member Tate asked that there be an item added to the Workplan that addresses economic development and getting empty spaces in the town filled. Felt this was an important issue.

City Manager Tewes explained that the Workplan is intended to address only those items that are special projects, where accountability needs to be addressed.

Mayor Kennedy stated he would like to see the Sister Cities Program added to the Workplan since it is a special project. Stated that there is a definite need for government participation in the Sister Cities process. Currently Italy, Japan, Mexico, China, Serbia, and Sweden are being looked at as potential Sister Cities. The expectation is that the City will be a partner in this activity, and it needs to be addressed in the Workplan.

Mr. Tewes stated that staff would need to work with the Sister Cities Committee to identify goals and work plan items.

#### Building Division

No changes made.

#### City Clerk's Office

Council requested that the development of office space for the Council be added to the Workplan if the Council decides to go ahead with the project after their hearing on the subject later in this evening's agenda hearings.

#### City Manager's Office

Housing Strategy: Council Member Tate asked that projects be prioritized to gain the most leverage and requested development of a clear picture on trade offs to get leverage in regard to the priority of projects. Wants an opportunity to analyze the trade offs to be made.

Mayor Kennedy asked about adding a unit regarding the management of the cable franchise and to address the high cost of cable service.

Assistant to the City Manager Eulo reported that there is no benefit to be gained by adding such a unit to the Workplan since the cable franchise regulation occurs at the Federal level, and the city has no control over this issue.

Council Member Chang asked if there could be a special discount given to senior citizens to help them cope with the increasing cable costs.

City Manager Tewes suggested that the City invite the manager of the local cable franchise to come and make a presentation to the Council on the rate structure increase.

Mayor Kennedy requested that staff forward an invitation to the cable franchise manager to make a presentation before the City Council, but that it does not need to be a part of the Workplan.

### Finance

No changes.

### Human Resources

Mayor Kennedy complimented Director of Human Resources Fisher on her implementation of the new employee recognition program.

### Information Technology Management

No changes.

### Police Department

No changes.

### Planning Division

Mayor Kennedy asked if the Murphy Avenue Corridor Study was still on schedule.

Director of Community Development Bischoff responded that the inability to hire a Senior Planner has put them behind on this project, but they are in the process of hiring a consultant to assist staff with the project and expect to have it completed in the fall of this year.

Council Member Tate stated that he is anxious to get the Measure P update started, and reminded staff that some of those who had applied, but did not get appointed, to the Planning Commission were to be considered for the Measure P committee. Mr. Graham and Mr. Bernardini were specifically mentioned as potential candidates for this consideration.

### Public Works

No changes.

### Recreation

No changes.

**Action:** By Consensus, the City Council **Amended** the Workplan, as identified.

### **SILENT INVOCATION**

### **PLEDGE OF ALLEGIANCE**

At the invitation of Mayor/Chairman Kennedy, Boy Scout Troop 700 led the Pledge of Allegiance during a presentation of the Colors ceremony.

### **PRESENTATION**

Boy Scouts of America, Local Troop 700, received a proclamation from Mayor Kennedy regarding Flag Day, June 14, 2002.

Scout Ryan Alexander made a brief presentation on the history of the National Flag.

### **RECOGNITION**

The Mayor and Council Members recognized outgoing Commissioners Barbara Sullivan and Patricia McMahon for their years of service as Planning Commissioners.

### **PROCLAMATION**

Mayor Kennedy presented a proclamation to Bill Layman, Morgan Hill Access Television (MHAT), proclaiming the week of June 14 to June 20, 2002 as Media Democracy Week.

Mr. Layman thanked the Council for the recognition, and stated MHAT is trying to make public access available to all citizens of Morgan Hill.

### **INTRODUCTIONS**

Director of Public Works Ashcraft introduced Karl Bjarke, recently hired Deputy Director Public Works.

### **CITY COUNCIL REPORT**

Council Member Carr reported that the City School Liaison Committee he serves on, with Council Member Tate, has been discussing the new high school to make sure that all issues that effect the rest of the City are mitigated. The Committee has been working with the School District to make use of their facilities for more recreation programs to citizens. Discussion and coordination of the new library project have also been on the agenda. The Committee has been meeting at different school sites, at times, which has allowed them to see parents dropping off children, and the impact this has

on the neighborhoods and parents. He felt that this has been a positive input of information for them to use in their decision making process.

### **CITY MANAGER'S REPORT**

City Manager Tewes reported on last Friday's Council workshop on the budget. Reported that June 26 will be the date of the public hearing on the budget and related revenue matters. He corrected an erroneous report that had been made stating that the increase in development impact fees were intended to help balance the budget. He clarified that this is not the case. Impact fees will not be used to balance the budget, but are related to the development of facilities to meet the needs of public growth. These fee increases will also be discussed at the meeting of June 26.

### **CITY ATTORNEY'S REPORT**

City Attorney Leichter reported on the monthly litigation summary. Reported the addition to the summary of Item 7, Mouroux vs. City of Morgan Hill.

### **PUBLIC COMMENT**

Mayor/Chairman Kennedy opened the floor to comments for items not appearing on this evening's agenda. Ms. Chun Lee addressed the Council regarding the persecution of Falun Gong in China, and requested a proclamation asking for an end to the persecution. There being no further comment, Mayor Kennedy closed public comment.

## ***City Council Action***

### **CONSENT CALENDAR:**

**Action:**        *On a motion by Council Member Chang, and seconded by Mayor Pro Tempore Carr, the Council unanimously **approved** (5-0) Consent Calendar Items 1-10, as follows:*

1.     **JOINT POWERS AGREEMENT (JPA) BETWEEN THE COUNTY OF SANTA CLARA AND THE CITY OF MORGAN HILL FOR CONTINUANCE OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM - Resolution No. 5573**  
**Action:** **Adopted** *Resolution No. 5573, Authorizing the City Manager to do Everything Necessary to Execute and Implement a Joint Powers Agreement with the County of Santa Clara for the City's Continuing Participation in the County's CDBG Program.*

2. **REJECTION OF BIDS FOR OAK CREEK PARK BASKETBALL AND TENNIS COURT RESURFACING**

**Action:** ***Rejected** the Bids Received on May 16, 2002, for the Oak Creek Park Basketball and Tennis Court Resurfacing Project and Authorize Staff to Rebid the Project.*

3. **FINAL MAP ACCEPTANCE FORMORGANLANE PHASE I (TRACT 9408)**

**Actions:** 1) **Approved** the Final Map, Subdivision Agreement and Improvement Plans; 2) **Authorized** the City Manager to Sign the Subdivision Improvement Agreement on Behalf of the City; and 3) **Authorized** the Recordation of the Map and the Subdivision Improvement Agreement Following Recordation of the Development Improvement Agreement.

4. **FINAL MAP ACCEPTANCE FOR MONTE VISTA (TRACT 9384)**

**Action:** 1) **Approved** the Final Map, Subdivision Agreement, and Improvement Plans; 2) **Authorized** the City Manager to Sign the Subdivision Improvement Agreement on Behalf of the City; and 3) **Authorized** the Recordation of the Map and the Subdivision Improvement Agreement Following Recordation of the Development Improvement Agreement.

5. **RESIDENTIAL DEVELOPMENT CONTROL SYSTEM (MEASURE P) SECOND YEAR PHASING REQUESTS - Resolution No. 5572**

**Action:** **Adopted** Resolution No. 5572, Approving Second Year Phasing into Fiscal Year 2004-2005 for Projects in the 2001 Residential Development Control System Competition.

6. **RESOLUTION DECLARING BRUSH TO BE A NUISANCE – Resolution No. 5570**

**Action:** **Adopted** Resolution No. 5570, Declaring Brush to be a Nuisance and Setting June 19, 2002 as the Date for the Public Hearing Regarding Brush Abatement.

7. **APPROVAL OF RESOLUTION PROVIDING COMPENSATION FOR CITY OF MORGAN HILL MANAGEMENT AND CONFIDENTIAL EMPLOYEES, AND APPROVAL OF COMPENSATION FOR UNREPRESENTED EMPLOYEES – Resolution No. 5571**

**Actions:** 1) **Adopted** Management Resolution No. 5570; and 2) **Approved** Proposed Compensation Changes for Unrepresented Employees as Outlined in Attachment B.

8. **AGREEMENT TO OPEN MEDICAL OFFICES BUILDING**

**Actions:** **Approved** Agreement with Daughters of Charity Health Systems Providing for Cooperative Efforts to Reopen the Medical Offices at the Former St. Louise Hospital Campus in Morgan Hill.

Council Member Sellers commented that it is noteworthy that the City is moving ahead with the Medical Offices at the former St. Louis Hospital Campus.

9. **SPECIAL CITY COUNCIL MEETING MINUTES OF MAY 15, 2002**

**Action:** *Approved the minutes as written.*

10. **SPECIAL CITY COUNCIL MEETING MINUTES OF MAY 22, 2002**

**Action:** *Approved the minutes as written.*

## ***Redevelopment Agency Action***

**Action:** *On a motion by Vice-chairwoman Chang, and seconded by Agency Member Carr, the Council unanimously approved (5-0) Consent Calendar Items 10-11, as follows:*

11. **PREPARATION OF A COMPREHENSIVE HOUSING STRATEGY**

**Action:** *Authorized the Executive Director to Execute an Agreement Not to Exceed \$73,000 with Seifel Consulting to Prepare a Comprehensive Housing Strategy, Subject to Agency Counsel Review.*

Agency Member Tate stated that he wants to see leveraging compared to priorities incorporated into the work plan, as discussed earlier this evening in the workshop.

Agency Member Sellers requested that there be specific reference to the downtown plan and teacher housing.

12. **ACQUISITION OF PROPERTY AT 301 DIANA AVENUE**

**Action:** *Authorized the Executive Director to Do Everything Necessary and Appropriate to Execute and Implement, Including Making Minor Revisions to, the Purchase and Sales Agreement and All Related Documents with KBB, LLC for the Purchase of its Property Located at 301 Diana Avenue (Northwest Corner of Diana Avenue and Butterfield Boulevard).*

Agency Member Carr requested that this item be pulled for reconsideration.

**Action:** *On a motion by Agency Member Sellers, seconded by Agency Member Tate, the Agency Members voted unanimously (5-0) to reconsider Item 12.*

Agency Member Carr stated that although he is not opposed to the courthouse being built in Morgan Hill, he wished to express his opposition to the site that has been chosen. Felt the city is losing an opportunity to make the courthouse location more transit oriented.

**Action:** *On a motion by Agency Member Tate, seconded by Agency Member Chang, the Agency Members voted 4-1, with Mayor Pro Tempore Carr voting no, Authorized*

*the Executive Director to Do Everything Necessary and Appropriate to Execute and Implement, Including Making Minor Revisions to the Purchase and Sales Agreement and All Related Documents with KBB, LLC for the Purchase of its Property Located at 301 Diana Avenue (Northwest Corner of Diana Avenue and Butterfield Boulevard).*

## ***City Council and Redevelopment Agency Action***

**Action:** *On a motion by Council/Agency Member Sellers, and seconded by Council/Agency Member Tate, the Council/Agency unanimously (5-0) **approved** Consent Calendar Items 13-14, as follows:*

**13. REGULAR AND SPECIAL CITY COUNCIL AND SPECIAL REDEVELOPMENT MEETING MINUTES FOR MAY 15, 2002**

**Action:** ***Approved** the minutes as written.*

**14. JOINT SPECIAL AND REGULAR REDEVELOPMENT AGENCY AND SPECIAL CITY COUNCIL MEETING MINUTES OF MAY 22, 2002**

**Action:** ***Approved** the minutes as written.*

## ***City Council Action***

### **PUBLIC HEARINGS:**

**15. ZONING AMENDMENT AND DEVELOPMENT AGREEMENT APPLICATIONS, ZA-02-04 AND DA-02-01: CHURCH - SOUTH COUNTY HOUSING – Ordinance Nos. 1563 and 1564, New Series**

Director of Community Development Bischoff presented the staff report, recommending approval.

Mayor Kennedy opened the public hearing. Jan Lindenthal, Housing Development Director for South County Housing, informed the Council that she was present to answer questions they may have on the project. No further comments being offered, the public hearing was closed.

Council Member Tate stated that this is an extremely exciting project and he is pleased that the City is getting a project like this. His only concern was whether there would be adequate parking. Noting that the Planning Commission plans to review the parking situation in one year, he felt that it should be addressed now. Requested information on the mitigation measures that are going to be revisited in a year, if the parking becomes a problem.



Director of Community Development Bischoff reported that this was not a typical project, because a good deal of the daycare and community usage will be by residents themselves. Planning Commission felt that this was not the usual stand-alone project where uses are discreet and isolated and that the parking would be adequate.

Ms. Lindenthal addressed the management of the parking, stating that South County Housing had spent a lot of time studying the parking for this project, and felt that they have designed it with sufficient parking. Each apartment has 2 spaces, and there are 36 spaces to be shared by the tenants, the office space, and the day care center. The number of parking spaces appears to be lower than the usual measurement criteria for commercial parking. The parking management plan allows for swing spaces available to both the day care center and the offices. Stated that they felt that there would be a lot of empty parking spaces, and that the parking will prove to be sufficient in the one year review.

Mayor Kennedy noted that this facility also has access to public transit, which could be figured into their parking considerations.

Ms. Lindenthal agreed that this was a factor that could make it even more successful.

Council Member Sellers stated that in developing the downtown plan, consideration is being given for shared parking opportunities to make the best use of parking facilities. He is confident that this will be a precursor to what will be seen in other projects.

**Action:**        *On a motion by Council Member Sellers, and seconded by Council Member Chang, the City Council unanimously (5-0) **Waived** the Reading in Full of the Zoning Amendment Ordinance No. 1563, New Series.*

**Action:**        *On a motion by Council Member Sellers and seconded by Council Member Chang, the City Council **Introduced** the Zoning Amendment Ordinance No. 1563, New Series, by Title Only as follows: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING A ZONING AMENDMENT, CHANGING THE ZONING FROM SERVICE COMMERCIAL (CS) AND ADMINISTRATIVE OFFICE (CO) TO PLANNED UNIT DEVELOPMENT (PUD) AND TO ESTABLISH A PRECISE DEVELOPMENT PLAN FOR THE SITE. (APN 817-02-003, 004, 005, 022, 023, & 038) by the following roll call vote: AYES: Carr, Chang, Kennedy, Sellers, Tate; NOES: None; ABSTAIN: None; ABSENT: None.*

**Action:**        *On a motion by Council Member Sellers, and seconded by Council Member Chang, the City Council unanimously (5-0) **Waived** the Reading in Full of the Development Agreement Ordinance No. 1564, New Series.*

**Action:**        *On a motion by Council Member Sellers and seconded by Council Member Chang, the City Council **Introduced** the Development Agreement Ordinance No. 1564, New Series, by Title Only as follows: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING OF DEVELOPMENT AGREEMENT APPLICATION DA 02-01 FOR APPLICATION MP 00-31: CHURCH - SOUTH COUNTY HOUSING (APN's 817-02-003, 004, 005, 022, 023, & 038) by the following roll call vote: AYES: Carr, Chang, Kennedy, Sellers, Tate; NOES: None; ABSTAIN: None; ABSENT: None.*

## **OTHER BUSINESS:**

### **16.    NEW CITY WEBSITE**

Assistant to the City Manager Dile presented the staff report, and a demonstration of the new web site for the benefit of the Council and the public. Stated that it is a staff priority to keep the information on the website fresh and accurate. The ability of staff to make changes allows for rapid updates. She also stated that funds have been allotted in the budget for future improvements to the website, which may include being able to track the number of hits the website receives. Feedback they have received from the public has been positive. She reported that City staff is planning a contest to be held in July to ask residents to tour the site and provide feedback. She acknowledged and thanked staff that participated in the development of the site.

Council Member Sellers requested that the photos on the home page be made less generic, and make more use of citizens of Morgan Hill. Also, requested that the font in the title, City of Morgan Hill, be coordinated with the font used in the logo. He noted that the e-service center is a good idea, but requested that a brief description of what would require each form to be completed be added to the site so that citizens can figure out when they need to submit a form without having to contact city staff with questions. He requested that information be provided to individuals who may be researching Morgan Hill as a place to move to, such as school rankings. Thanked the staff for an excellent job of website development.

Council Member Tate requested that links be added to what is being done with youth initiatives. He stated that he would be willing to work with staff on development of these links.

Mayor Kennedy and Council Member Chang complimented staff on the color choices and a job well done.

**Action:**        **Received and Accepted** the Report on New City of Morgan Hill Website.

**Action:**        *It was the consensus of the City Council **to consider** Agenda Items 18 and 19 at this*

*time, go into closed session, and reconvene to conclude discussion of Agenda Item 17.*

## ***City Council Action***

### **SECOND READING OF ORDINANCE:**

**Action:**        *On a motion by Council Member Chang and seconded by Council Member Sellers, the City Council adopted Ordinance Nos. 1560 and 1561, New Series as follows:*

**18.    ADOPTED ORDINANCE NO. 1560 NEW SERIES**

*An Ordinance of the City Council of the City of Morgan Hill Approving an Amendment to Ordinance No. 1523, New Series, to Amend the Development Agreement to Incorporate a One Year Exception to Loss of Building Allocation for Application MP 00-10: Hale -Delco (APNs 764-32-012 & 013) by the following roll call vote: AYES: Chang, Kennedy, Sellers, Tate; NOES: None; ABSTAIN: Carr; ABSENT: None.*

**19.    ADOPTED ORDINANCE NO. 1561 NEW SERIES**

*An Ordinance of the City Council of the City of Morgan Hill Approving an Amendment to Ordinance No. 1523, New Series, to Amend the Development Agreement to Incorporate a One Year Exception to Loss of Building Allocation and a Modification to Allow Flexibility in Project Commitment for Application MP 99-24: Llagas-Delco (APN 764-32-005) by the following roll call vote: AYES: Chang, Kennedy, Sellers, Tate; NOES: None; ABSTAIN: Carr; ABSENT: None.*

**20.    ADOPTED ORDINANCE NO. 1562 NEW SERIES**

*An Ordinance of the City Council of the City of Morgan Hill Authorizing an Amendment to the Contract Between the City Council of the City of Morgan Hill and the Board of Administration of the Public Employees Retirement System to Provide 3% at 50 Benefit for Local Police.*

**Action:**        *Ordinance No. 1562, New Series, was withdrawn.*

## ***City Council Action and Redevelopment Agency Action***

### **CLOSED SESSION:**

City Attorney/Agency Counsel Leichter announced the following closed session items:

1.

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant Exposure/Initiation of Litigation

Authority: Government Code Sections 54956.9(b) & (c)

Number of Potential Cases: 2

2.

**CONFERENCE WITH LEGAL COUNSEL - POTENTIAL AND EXISTING LITIGATION:  
CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Legal Authority: Government Code 54956.8 & 54956.9(a) & (c) (1 potential case)

Real Property(ies) involved: APN 728-31-007 & 008; 25.50 acres located on the southwesterly side of  
Cochrane Road (St. Louise Hospital property)

City Negotiators: Agency Members; Executive Director; Agency Counsel; F. Gale Conner,  
special counsel; Rutan & Tucker, special counsel

Case Name: San Jose Christian College v. City of Morgan Hill

Case Numbers: Ninth Circuit Court of Appeal No. 02-15693

Closed Session Topic: Potential Existing Litigation/Real Estate Negotiations

3.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code 54957

Public Employee Performance Evaluation: City Manager

Attendees: City Council, City Manager

4.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code 54957

Public Employee Performance Evaluation: City Attorney

Attendees: City Council, City Attorney

**OPPORTUNITY FOR PUBLIC COMMENT**

Mayor/Chairman Kennedy opened the closed session items to public comment. No comments were offered.

**ADJOURN TO CLOSED SESSION**

Mayor/Chairman Kennedy adjourned the meeting to closed session at 8:08 p.m.

**RECONVENE**

Mayor/Chairman Kennedy reconvened the meeting at 8:30 p.m.

## **CLOSED SESSION ANNOUNCEMENT**

City Attorney/Agency Counsel Leichter announced that no reportable action was taken on the above listed closed session items.

### **17. DISCUSSION AND DIRECTION REGARDING MAYOR AND CITY COUNCIL OFFICE SPACE PLANNING**

Council Services and Records Manager Torrez presented the staff report.

Chris Noll, Noll & Tam Architects, presented four plan schemes that would accommodate office space for the Mayor and Council Members, as well as meeting staff needs. He provided cost estimates for each of the plan schemes.

Council Member Sellers stated that dedicated Council office space should not impact staff and inquired if staff had a preference in the plan schemes before the City Council.

City Manager Tewes stated that many objectives were considered in deriving the plan schemes: 1) provide separate office space for the mayor/work stations for the council members, 2) proper office space for the deputy city attorney, 3) work station for document imaging, and 4) sufficient office space for existing staff. Other things considered were that the mayor and council members' office space were in proximity to each other with separate access so that visitors would not have to pass by the city manager's office and vice versa. He indicated that the first three plan schemes met these objectives while other plan schemes did not. He stated that staff was indifferent to the three plan scheme alternatives.

City Attorney Leichter expressed concern with alternate plan scheme 4 as it would not afford confidentiality for legal staff, noting that a small amount of space is proposed for staff. She also felt that the cost estimates for this plan scheme would need to be increased given the moving costs associated with relocation of staff.

Council Member Tate said that he did not see a need for each council member having individual office space. Therefore, he was leaning toward supporting alternative plan scheme 3 as it affords the Mayor an office space and two Council office space as it least impacts staff.

Mayor Kennedy stated that in looking at various other cities and how their council and mayor facilities are laid out, he felt that Morgan Hill is behind the times in providing office space to adequately address elected officials' needs as well as affording interaction with the public and staff. He indicated that a tour of the Santa Clara Valley Water District, noting that office space is provided for each Board Member similar to that depicted in alternative plan scheme 4 that incorporates a

meeting room. He indicated that other cities provide storage space for council members, including work stations. He stated that he was not advocating alternative plan scheme 4 as it appears to have impact to existing work spaces and staff. He noted that alternative plan scheme 4 affords direct aisle access to council office space by the public and has merit.

Council Member Chang inquired whether it would be possible to relocate the supply room and reconfigure the area being occupied by the City Manager's Secretary and the legal secretary? She indicated that she would prefer to have her own desk and that it does not necessarily need to be in a private office.

Mr. Noll noted that the supply room was a fully utilized room, containing electrical and phone panels. Relocation would eliminate the lobby tables which are often used as meeting areas.

Council Member Carr noted that alternative 3 appears to have the least impact to existing staff.

Council Member Sellers indicated that it would be nice for Council members to be able to store City information and have a place for quite times.

Mayor Kennedy suggested that his proposed office space and the El Toro Conference room be reconfigured to accommodate shared Council space (e.g., Mayor's office, shared conference space and two council desks).

Council Member Chang inquired if there was another location to house the deputy city attorney?

City Attorney Leichter responded that it would be preferable to have the deputy city attorney in close proximity to the City Attorney as it would functionally work better and afford confidentiality.

Council Member Sellers stated that whatever office space is provided, it would be temporary until such time that additional building space can be attained. Therefore, he felt that Council members need to be flexible in order to minimize the impacts to staff.

Mayor Kennedy offered to share the Mayor's office space with Council members in order to accommodate additional work station space.

Mayor Pro Tempore Carr suggested that the Council may be able to use the table to be located in the Mayor's office, if needed, when not in use by the Mayor.

Council Member Chang felt that a Mayor's office space should be designed appropriately. In her review of alternative plan scheme 3, she felt that the proposed council office would give a sense of being in a closet or being in a hallway.

Mr. Noll indicated that glass could be added to the walls to give the office a sense of space.

Council Member Chang did not support this recommendation.

Mayor Kennedy suggested that the Council direct staff to work with alternative 3 plan scheme and that it be investigated to see if walls from the Mayor's office and conference room can be moved to obtain additional office space. He stated that another alternative would be to convert the El Toro Conference Room into shared council office space.

Mr. Noll informed the City Council that with alternative plan scheme 4, it would be difficult to accommodate a deputy city attorney's office, conference room and a document imaging station, noting that alternative plan scheme 3 would.

Council Member Chang suggested that the deputy city attorney be located directly across from the City Attorney in the alternative plan scheme 3.

Mr. Noll stated that he was not sure if Council Member Chang's suggestion could be incorporated without impacting existing staff.

Council Member Sellers reiterated that he did not want to impact staff. He indicated that he would prefer not having an office if it was going to further impact staff. He was pleased to see that the Mayor has been afforded an office space so that he can sit down in his official capacity and conduct his interactions.

Mayor Pro Tempore Carr concurred that staff should not be impacted. He felt that alternative plan scheme 3 least impacts staff, would provide three office spaces (mayor and two council office spaces) and would be sufficient based on the amount of time elected officials spend at city hall.

Council Member Tate felt that the three office spaces afforded with alternative plan scheme 3 was more than sufficient (Mayor and two council office spaces). He noted that there are never more than three council members at city hall at a given time, other than for council/RDA meetings.

Mayor Kennedy felt that the El Toro conference room could accommodate storage space.

Council Member Chang considered the Council Members equal to the Mayor and felt that each elected official should have their own office space. She requested a desk be provided that is not shared with others due to privacy concerns.

Mayor Kennedy suggested that a decision not be formalized this evening. He said that he would work with staff and the architect to see if additional space can be derived.

Council Member Tate indicated that there was council consensus with alternative space scheme 3, noting that the proposed plan scheme affords the Mayor and council members space that does not currently exist.

**Action:**        *It was the consensus of the majority of the Commission to **support** Alternative plan scheme 3.*

Council Member Chang stated that it was her desire that each council member have a desk of their own.

Council Member Sellers suggested that Council Member Chang be afforded office space and that the other three council members would share office space. He felt that alternative plan scheme 3 appears to address the needs of all council members.

Council Member Tate concurred that three council members have indicated that they would agree to share office space.

Mayor Kennedy stated that he would work with staff and the architect and return with a proposal to address Council Members' needs.

#### **FUTURE COUNCIL-INITIATED AGENDA ITEMS:**

No items were noted.

#### **ADJOURNMENT**

There being no further business, Mayor/Chairman Kennedy adjourned the meeting at 9:30 p.m.

#### **MINUTES RECORDED AND PREPARED BY**

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**MOIRA MALONE**, Deputy City Clerk

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**IRMA TORREZ**, City Clerk